

ESTTA Tracking number: **ESTTA626832**

Filing date: **09/12/2014**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                        |  |
|------------------------|--|
| Proceeding             | 91206284   |
| Party                  | Defendant<br>Haze Tobacco, LLC   |
| Correspondence Address | BOBBY A GHAJAR<br>PILLSBURY WINTHROP SHAW PITTMAN LLP<br>725 SOUTH FIGUEROA STREET, SUITE 2800<br>LOS ANGELES, CA 90017-5406<br>UNITED STATES<br>Bobby.Ghajar@pillsburylaw.com, marcus.peterson@pillsburylaw.com, Docket_IP@pillsburylaw.com |
| Submission             | Motion to Suspend for Settlement Discussions   |
| Filer's Name           | Marcus Peterson  |
| Filer's e-mail         | bobby.ghajar@pillsburylaw.com, marcus.peterson@pillsburylaw.com, docket_ip@pillsburylaw.com  |
| Signature              | /Marcus Peterson/  |
| Date                   | 09/12/2014   |
| Attachments            | 9-12-14 Consent Motion to Suspend.pdf(496247 bytes )   |

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

|                        |   |                         |
|------------------------|---|-------------------------|
| Starbuzz Tobacco, Inc. | § |                         |
|                        | § |                         |
| Opposer,               | § | Opposition No. 91206284 |
|                        | § |                         |
|                        | § |                         |
| Haze Tobacco, LLC      | § | Serial No. 85303577     |
|                        | § |                         |
| Applicant              | § | Mark: HAZE TOBACCO      |

Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, VA 22313-1451

**CONSENTED MOTION TO SUSPEND PROCEEDINGS FOR NINETY DAYS**

The Parties, through their undersigned counsel, respectfully request that the Board suspend the proceedings for 90 days and then reset all deadlines accordingly. The new deadlines would be as follows:

|  |            |
|--|------------|
| <b>Time to Answer</b>                          | 12/13/2014 |
| <b>Deadline for Discovery Conference</b>       | 01/12/2015 |
| <b>Discovery Opens</b>                         | 01/12/2015 |
| <b>Initial Disclosures Due</b>                 | 02/11/2015 |
| <b>Expert Disclosure Due</b>                   | 06/11/2015 |
| <b>Discovery Closes</b>                        | 07/11/2015 |
| <b>Plaintiff's Pretrial Disclosures</b>        | 08/25/2015 |
| <b>Plaintiff's 30-day Trial Period Ends</b>    | 10/09/2015 |
| <b>Defendant's Pretrial Disclosures</b>        | 10/24/2015 |
| <b>Defendant's 30-day Trial Period Ends</b>    | 12/08/2015 |
| <b>Plaintiff's Rebuttal Disclosures Due</b>    | 12/23/2015 |
| <b>Plaintiff's 15-day Rebuttal Period Ends</b> | 01/22/2015 |

This request is not filed for purposes of delay. The parties continue to be engaged in bilateral settlement discussions. Principals of the parties have met in person and reach agreement in principal. Opposer has prepared a draft settlement agreement and the parties are working to

resolve the few remaining issues so they can finalize the agreement. The process is proceeding and the parties believe that, given further time, they should be able to resolve this matter.

Accordingly, the Parties respectfully request that the Board reset the dates as set forth above.

Respectfully Submitted,

DATED: September 12, 2014.

By: /s/ Bobby A. Ghajar  
Bobby A. Ghajar  
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By: /s/ Martin Jerisat  
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Opposer  
Starbuzz Tobacco, Inc.

### **CERTIFICATE OF SERVICE**

This is to certify that a copy of the foregoing CONSENTED MOTION TO SUSPEND PROCEEDINGS FOR NINETY DAYS was sent to counsel for Opposer, Martin Jerisat, Starbuzz Tobacco, Inc., 10871 Forbes Ave., Garden Grove, CA 92843 via pre-paid first class mail on this 12th day of September, 2014.

/s/ Marcus Peterson

Marcus Peterson